

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
NATIONAL STAGE

In re: Patent application of	:	International Application No.:
Buttle, Louise G.	:	PCT/GB00/01753
	:	
	:	International Filing Date:
	:	8 May 2000
	:	
Serial No.: 10/009,583	:	Group Art Unit:
	:	1651
	:	
Filed: November 6, 2001	:	Examiner:
	:	Not Yet Assigned.
	:	
For: PIGMENT	:	Attorney Docket:
	:	8830-10 (157952)

REFUND REQUEST

Commissioner for Patents  
Washington, D.C. 20231  
**ATTENTION: Refund Section,  
Receipts Division, Office of Finance**

Dear Sir:

Upon review of the filing receipt in the instant case, Applicant's representative noticed that an additional \$130.00 fee had been inadvertently paid to the United States Patent and Trademark Office. The following establishes the circumstances surrounding the payment of the unnecessary fee.

Applicant entered national phase from the above-referenced international

Adjustment date: 03/03/2002 PVOLPE  
03/03/2002 MAIL11 00000039 10009583  
01 FC:154 -130.00 BP

Ref: 03/03/2002 PVOLPE 001209440  
IA:500573 Name/Number:10009583  
FC: 764 \$130.00 CR

CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8(a)	
I hereby certify that this paper, along with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on the date indicated below, with sufficient postage, as first class mail, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.	
BY	<i>N. S. Richardson</i>
DATE:	<i>April 15, 2002</i>

application on November 6, 2001. In the transmittal letter submitted under 35 U.S.C. 371, in addition to the application fee, Applicant's representative submitted an additional \$130.00 fee to cover the late submission of a signed Declaration. (Exhibit 1)

On March 12, 2002, Applicant's representative timely filed a Response to Notice of Missing Requirements which forwarded a properly executed Declaration. With the Response, Applicant's representative inadvertently submitted an additional \$130.00 to cover the late submission of the Declaration. (Exhibit 2) Since this was a duplicate fee, it represents an overcharge. This overcharge became apparent on the filing receipt. (Exhibit 3)

Applicant requests a refund of \$130.00. This request for refund is being submitted within two months of March 12, 2002 date when the duplicate payment was submitted. Pursuant to MPEP 607.02, the Finance Department is empowered to grant this request.

#### **MANNER OF REFUND**

Please forward a check in the amount of **\$130.00** to the undersigned. A duplicate of this paper is submitted herewith.

Respectfully submitted,

BUTTLE, LOUISE G.

BY



ROBERT E. CANNUSCIO

Registration No. 36,469

Drinker Biddle & Reath LLP

One Logan Square

18<sup>th</sup> and Cherry Streets

Philadelphia, PA 19103-6996

(215) 988-3303

(215) 988-2757 - Fax

JCT14 PCT/PTO 24 APR 2002

## TRANSMITTAL LETTER TO THE UNITED

STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371U.S. APPLICATION NO.  
(If known, see 37 C.F.R. 1.5)

EXPRESS MAIL NO. EL813776917

INTERNATIONAL APPLICATION NO.

PCT/GB00/01753

INTERNATIONAL FILING DATE

08 May 2000

PRIORITY DATE CLAIMED

07 May 1999

TITLE OF INVENTION: Pigment

APPLICANT(S) FOR DO/EO/US: Buttle, Louise Georgina

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371 (b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ has been transmitted by the International Bureau (as noted in PCT/IB/308).
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired
  - d. ☒ have not been made and will not be made.
8. ☒ Amendments to the claims of the International Application under PCT Article 34.
  - a. ☒ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau (as noted in PCT/IPEA/416).
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
9. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
10. ☒ A copy of the unsigned oath or declaration of the inventors. (35 U.S.C. 371 (c)(4)).
11. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 12. to 16. below concern other document(s) or information included:

12. ☒ An information Disclosure Statement under 37 CFR 1.97 and 1.98.
13. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
14. ☒ A FIRST preliminary amendment.  
☐ A SECOND or SUBSEQUENT preliminary amendment.
15. ☐ A substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☒ Other items or information:  
Certificate of Express Mailing Under 37 CFR 1.10

18. ☒ The following fees are submitted:

Basic National Fee (27 CFR 1.492(a)(1)-(5)):

Search Report has been prepared by the EPO or JPO .....\$890.00

International preliminary examination fee paid to USPTO (37 CFR 1.482) .....

No international preliminary examination fee paid to USPTO (37 CFR 1.482)  
but international search fee paid to USPTO (37 CFR 1.445(a)(2)) .....Neither international preliminary examination fee (37 CFR 1.482) nor  
international search fee (37 CFR 1.445(a)(2)) paid to USPTO .....International preliminary examination fee paid to USPTO (37 CFR 1.482)  
and all claims satisfied provisions of PCT Article 33(2)-(4) .....

ENTER APPROPRIATE BASIC FEE AMOUNT =

CALCULATIONS

PTO USE  
ONLY

\$ 890.00

Surcharge of \$130.00 for furnishing the oath or declaration later than 20 ☒ 30  
months from the earliest claimed priority date (37 CFR 1.492(e)).

\$ 130.00

Claims	Number Filed	Number Extra	Rate		
Total Claims	11- 20 =	0	x \$18.00	\$ 0.00	
Independent Claims	3 - 3 =	0	x \$84.00	\$ 0.00	
Multiple dependent claim(s) (if applicable)			+ \$280.00	\$ 0.00	
TOTAL OF ABOVE CALCULATIONS =				\$ 1020.00	

Reduction by 1/2 for filing by small entity, applicable. Applicant is a Small Entity.

\$ 0.00

SUBTOTAL = \$ 1020.00

Processing fee of \$130.00 for furnishing the English translation later than 20 30  
months from the earliest claimed priority date (37 CFR 1.492(f)).

\$ 0.00

TOTAL NATIONAL FEE = \$ 1020.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an  
appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property

\$ 0.00

TOTAL FEES ENCLOSED = \$ 1020.00

Amount to be  
refunded

\$

Amount to be  
charged

\$ 1020.00

a. ☒ A check in the amount of \$ 1020.00 to cover the above fees is enclosed.b.      Please charge my Deposit Account No.                      in the amount of \$      to cover the above fee. A duplicate  
copy of this sheet is enclosed.c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any  
overpayment to Deposit Account No. 500573. A duplicate of this sheet is enclosed.NOTE: Where an appropriate time limit under 367 CFR 1.494 or 1.495 has not been met, a petition to revive (37  
CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

ROBERT E. CANNUSCIO

DRINKER BIDDLE &amp; REATH LLP (Customer Number 23973)

One Logan Square

18<sup>th</sup> & Cherry Streets

Philadelphia, Pennsylvania 19103-6996

United States of America



23973

SIGNATURE

ROBERT E. CANNUSCIO

NAME

36,469

REGISTRATION NUMBER

Commissioner of Patents and  
Trademarks

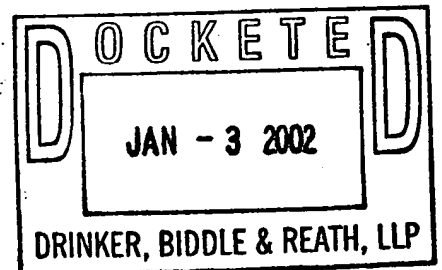
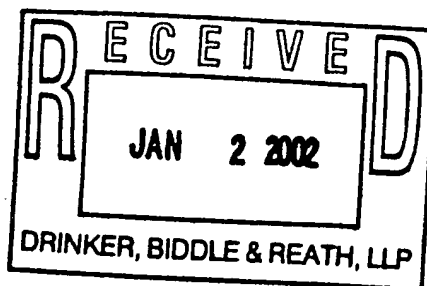
Please acknowledge receipt of the attached (specified below) by  
date stamping and returning this pre-addressed postcard.

File # 8830-10(157952) Serial/Patent/Registration # PCT/GB00/01753  
Matter: Pigment JC14 Rec'd PCT/PTO 06 NOV 2001

- |  |  |
|--|--|
| <input checked="" type="checkbox"/> Application w/Drawing          | <input type="checkbox"/> Abstract (____ pgs.)                              |
| <input type="checkbox"/> Specimens (____)                          | <input type="checkbox"/> Drawings (____ sheets)                            |
| <input checked="" type="checkbox"/> Trans. Ltr. w/ <u>1</u> Copies | <input checked="" type="checkbox"/> Decl. and R.O.A. ( <u>unexecuted</u> ) |
| <input type="checkbox"/> Response to ____ O.A.                     | <input type="checkbox"/> Priority Document                                 |
| <input type="checkbox"/> Communication                             | <input type="checkbox"/> Amendment   |
| <input type="checkbox"/> A.A.U./S.O.U./E.O.T.S.O.U.                | <input type="checkbox"/> Assignment/Merger/Chg. Nm.                        |
| <input type="checkbox"/> Decl. Under Sec. _____                    | <input checked="" type="checkbox"/> Other <u>Preliminary Amendment,</u>    |
| <input type="checkbox"/> Renewal Application                       | <u>Information Disclosure Statement</u>                                    |
| <input type="checkbox"/> Ext. Time Oppose/Not Opp.                 | <input type="checkbox"/> Final Fee <u>Notification of Transmittal of</u>   |
| <input type="checkbox"/> Specification (____ pgs.)                 | <input type="checkbox"/> Fee <u>1,020</u> <u>Interactive Preliminary</u>   |
| <input type="checkbox"/> Claims (____ pgs.)                        | <u>Examination Report</u>  |

EXP MAIL # SL 813776917

(Dep. Act. 500573) marked-up copy of  
Informal Amended Claims  
Citation Disclosure



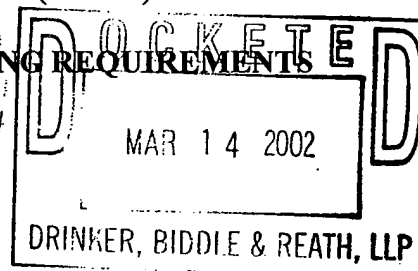
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
NATIONAL STAGE

In re: Patent application of Buttle, Louise G. : International Application No.:  
: PCT/GB00/01753  
: International Filing Date:  
: 8 May 2000  
Serial No.: 10/009,583 : Group Art Unit:  
: Not Yet Assigned:  
Filed: November 6, 2001 : Examiner:  
: Not Yet Assigned.  
For: PIGMENT : Attorney Docket:  
: 8830-10 (157952)

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS  
UNDER 35 U.S.C. 371

Commissioner for Patents  
Box PCT  
Washington, D.C. 20231



Sir:

This is in response to the *Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office*, which was mailed from the United States Patent and Trademark Office on February 13, 2002 the response to which is due on April 13, 2002. This response is being timely filed.

CERTIFICATE OF MAILING  
UNDER 37 C.F.R. 1.8(a)

I hereby certify that this paper, along with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on the date indicated below, with sufficient postage, as first class mail, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.

BY

*Jackie Williams*

DATE:

*3/12/02*

The following papers are being submitted in response to the Notice:

1. Declaration and Power of Attorney (signed);
2. A copy of the Form PCT/DO/EO/905;
3. Information Disclosure Statement;
4. PTO-1449 Form (in duplicate);
5. Copies of cited references; and
6. Assignment and Recordal Cover Sheet

A check for \$170.00 is enclosed to cover the \$130.00 surcharge for the late filing of the Declaration and Power of Attorney (37 CFE 1.492(e)) and the \$40.00 fee for recording the Assignment. Please charge any fee deficiency required by this paper or credit any amount paid in excess to Account No. 50-0573.

This paper is submitted in duplicate.

Respectfully submitted,

BUTTLE, LOUISE G.

By:



ROBERT E. CANNUSCIO  
Registration No. 36,469  
Drinker Biddle & Reath LLP  
One Logan Square  
18<sup>th</sup> and Cherry Streets  
Philadelphia, PA 19103-6996  
Tel: 215-988-3303  
Fax: 215-988-2757  
Attorney for Applicant

**RECEIVED IN THE U.S. PATENT AND TRADEMARK OFFICE**

Attorney Docket No. 8830-10/157952 Serial No. 10/009,583

Re: Louise G. Buttle

File Date: November 6, 2001

For: PIGMENT

Commissioner of Patents  
United States Patent and Trademark Office  
Box PCT  
Washington, D.C. 20231

Sir:

Please acknowledge receipt of the attached paper(s) mailed [12 March, 2002] by stamping the date received on this card and returning it to the addressee.

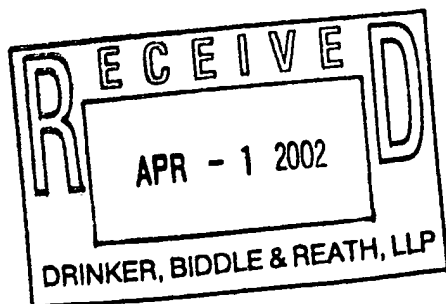
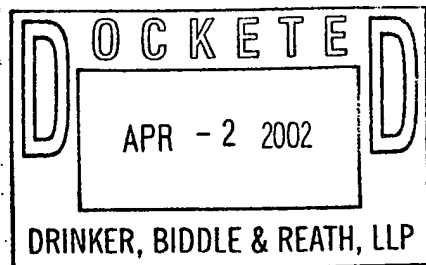
Respectfully submitted,

**DRINKER BIDDLE & REATH LLP**

Response to Notification of Missing Requirements Under 35 U.S.C. 371;  
Declaration and POA (signed);  
A Copy of Form PCT/DO/EO/905;  
Supplemental Information Disclosure Statement; PTO-1449 Form (in duplicate);  
Copies of cited references;  
Assignment (signed) and Recordal Cover Sheet; and  
Check No. 56127 (\$170.00)

FIRST CLASS MAIL

**JC20 Rec'd PCT/PTO 19 MAR 2002**







## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/009,583	03/19/2002	1651	1150	8830-10 (157952)	4	8	3

CONFIRMATION NO. 1753

23973  
DRINKER BIDDLE & REATH  
ONE LOGAN SQUARE  
18TH AND CHERRY STREETS  
PHILADELPHIA, PA 19103-6996

## FILING RECEIPT



\*OC000000007715906\*

Date Mailed: 03/29/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Louise Georgina Buttle, Varas, CHILE;

## Domestic Priority data as claimed by applicant

THIS APPLICATION IS A 371 OF PCT/GB00/01753 05/08/2000

## Foreign Applications

UNITED KINGDOM 9910461 05/07/1999

Projected Publication Date: Not Applicable, filed prior to November 29,2000

Non-Publication Request: No

Early Publication Request: No

Title

Pigment

Preliminary Class

435

